

**Call to Order at 9:30 a.m.**

**Present:** Committee Members Bill Weistling, Gene Langan, Diane Tingle, Mike Quinn, Buzz Henifin, Winnie Lewis, Vicki Carmean, Win Abbott and Pat Schuchman.

**Absent:** Audrey Serio

**Public Attendance:** Phil Craig, Chief Boyden

**Minutes:**

- Vicki Carmean made a motion to approve the minutes of February 2, 2010 seconded by Gene Langan. Mike Quinn made a correction to the minutes under §116-6 to change “house” to “hours”. The Minutes with this change were unanimously approved.

**Discussion of Ordinances Under Review:**

- Bill Weistling introduced Chief Boyden who had been invited to answer questions from last month’s meeting on unregistered vehicles parked on private property.
- Chief stated that laws governing automobiles, trucks and trailers are enforced by FIPD using State statutes which gives liberal authority to local law enforcement to regulate unregistered vehicles on private property. It would not be necessary to regulate by Town ordinance since State laws covers motor vehicles.
- Chief added that boats are controlled by DNREC, that FIPD has no enforcement powers but has sent letters in the past informing property owners that their boats or boat trailers need to be registered.
- Discussion continued from last meeting on Chapter 127 (Parking).
- It was agreed to move definitions of person, trash, single-family dwelling and suitable protection to the beginning of the Chapter which would be consistent with recent changes throughout Town code.
- Win Abbott suggested eliminating Chapter 127-2A and leave “B” as it is.
- During discussion of Article II (Handling and Disposition of Solid Waste), it was agreed to have separate sections for Residential and Commercial regulations.
- §127-6 (Garbage on public or private property prohibited) will be amended to “It shall be unlawful for any person to place trash, yard waste, recyclables, construction debris or any other foreign substance on any public or private property within the Town of Fenwick Island.
- §127-7 will be entitled “Regulations for handling and disposition of trash”.
- §127-7A will begin as “Concerning the handling and disposition of trash in the Residential Zone, the following rules and regulations shall apply”.
- The existing “A” through “G” will be changed to numbers “1 through 7” with minor changes to each as discussed.
- Existing Item “B” will remain “as is” until a decision by the State in January 2011 is made for yard waste disposition.
- Existing Item “D” will be reworded as “Unless suitable protection is provided by a container bin, all containers shall be placed along the front property line no earlier than 12:00 noon the day prior to collection and removed no later than 8:00 p.m. on the day trash has been collected”. “Suitable Protection” will be defined at beginning of chapter.
- Existing Item “H, I & J” will be renamed as Section “B” for commercial trash rules and regulations.
- In existing section “J” (Maintenance) “Town Commissioner of Health and Sanitation” will be removed and the responsible party will be referred to as “a designee of Town Council”.

- The responsible party will also be changed to “owner and/or tenant of the property” throughout this section.
- Item 4 under existing Section “J” will be removed.
- §127-8. Fine will be changed to \$200 and reference to imprisonment will be removed.
- Article III of Chapter 127 looks fine the exception of §127-11 where the verbiage of “any person found guilty” shall be changed to “upon conviction” and the fine will also be changed to \$200.

**Comprehensive Plan:**

- Winnie Lewis reported that the Planning Committee will meet this month.

**Next Meeting:**

- Next meeting – April 6, 2010 at 9:30 a.m.
- Discussions planned will be:  
Codebook Updates (Chapter 131 – 160)

**Old Business:**

- Bill reported to the committee that his past discussions with Tempe Steen confirm that using the verbiage “upon conviction” in our Town ordinances is the proper choice.
- Bill also stated he and Pat will begin working on amendments to Chapter 112 (Parking) and Chapter 116 (Peace and Good Order) to be forwarded to Town Council for consideration.

**Adjourn:**

- Diane Tingle made a motion to adjourn the meeting, seconded by Mike Quinn. The meeting was adjourned at 10:55 a.m.